

01/09/2007 14:12

5106373724

US ATTORNEYS OFFICE

PAGE 02/03

1 KEVIN V. RYAN (CSBN 118321)  
United States Attorney

2 MARK L. KROTOSKI (CSBN 138549)  
3 Chief, Criminal Division

4 KESLIE STEWART (CSBN 184090)  
Assistant United States Attorney

5 1301 Clay Street, Suite 340S  
6 Oakland, California 94612  
Telephone: (510) 637-3709  
7 Keshie.Stewart@usdoj.gov

8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION  
12

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 BRION SCOTT MCKENNA,

17 Defendant.  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

No. CR 05-0275-SI

STIPULATION AND [PROPOSED]  
ORDER RE CONTINUANCE

STIP. RE CONTINUANCE

CR 05-0275-SI

1 This matter is currently scheduled for sentencing on February 23, 2007. The defendant,  
2 as part of his plea agreement, agreed to provide assistance to the government in this matter in  
3 exchange for a possible motion for a downward departure pursuant to U.S.S.G. § 5K1.1. The  
4 defendant has been cooperating with the joint investigation by the United States Attorney's  
5 Office here in the Northern District of California and the Fraud Section of the Criminal Division  
6 in Washington D.C. Because his cooperation is on-going, the parties hereby stipulate and jointly  
7 request that the sentencing be continued to September 7, 2007, or as soon thereafter as the Court  
8 is available. Counsel for both parties will coordinate with the Probation Officer to ensure that  
9 she has the materials necessary to prepare the Presentence Report.

10 SO STIPULATED.

11 KEVIN V. RYAN  
12 United States Attorney

13 Dated: 1/11/07

14   
15 KESSLIE STEWART  
16 Assistant United States Attorney

17 Dated: 1/11/07

18   
19 ROBERT HUMPHREYS  
20 Attorney for Defendant

21 SO ORDERED.

22 Dated: \_\_\_\_\_

23   
24 THE HON. SUSAN ILLSTON  
25 United States District Court

26  
27  
28 STIP. RE CONTINUANCE

CR 05-0275-SI